

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>In re Application of:</b>	<b>Brent Gerberding</b>
<b>Application No.:</b>	<b>10/063937</b>
<b>Filed:</b>	<b>May 28, 2002</b>
<b>For:</b>	<b>Polar Radiopaque Marker for Stent</b>
<b>Group Art Unit:</b>	<b>3731</b>

Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Docket No.: S63.2-10447-US01**

## TRANSMITTAL LETTER

1. In regard to the above-identified application, in addition to this 1 page transmittal letter, we are submitting the attached:  
**5 page Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b); and 1 page—page 2 of Appeal Brief Correcting Defect.**
2. With respect to fees:
  - ☒ Please charge any fees due to Deposit Account No. 22-0350.
  - ☐ No fee is believed to be due.
3. **CONDITIONAL PETITION FOR EXTENSION OF TIME**  
This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time or for a petition and fee for any other matter petitionable to the Commissioner as required. If any extension of time for the accompanying response is required or if a petition for any other matter is required, by petitioner, Applicant requests that this be considered a petition therefor.
4. Notwithstanding paragraph 2 above, if any additional fees associated with this communication are required and have not otherwise been paid, including any fee associated with the Conditional Petition for Extension of Time, or any request in the accompanying papers for action which requires a fee as a petition to the Commissioner, please charge the additional fees to Deposit Account No. 22-0350. Please charge any additional fees or credit overpayment associated with this communication to the Deposit Account No. 22-0350.
5. **Certification:** I hereby certify that this Transmittal Letter and the paper(s) as described herein are being transmitted electronically to the USPTO on September 19, 2008.

Respectfully submitted,  
VIDAS, ARRETT & STEINKRAUS

Date: September 19, 2008

By: /Lisa Ryan-Lindquist/  
Lisa Ryan-Lindquist  
Registration No.: 43071

6640 Shady Oak Road, Suite 400  
Eden Prairie, MN 55344  
Telephone: (952) 563-3000  
Facsimile: (952) 563-3001